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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Examiner: Unassigned

Stephen D. Pacetti

Serial No. 10/805,036

Art Unit: 1614

Filed: March 16, 2004

Title: Biologically Absorbable Coatings for Implantable Devices Based on Copolymers Having Ester Bonds and Methods for Fabricating the Same

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. §§1.97-1.98**

Dear Examiner:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98, Applicant hereby notifies the U.S. Patent and Trademark Office of the references listed on the attached Form PTO-1449. According to a Notice signed July 11, 2003, the U.S. Patent and Trademark Office has waived the requirement under 37 C.F.R. § 1.98(a)(2)(i) for all patent applications filed after June 30, 2003. *See*, 1276 Off. Gaz. Pat. Office 55. Since this patent application was filed after June 30, 2003, Applicant has not provided copies of the cited U.S. patents or the U.S. Patent Application Publications. Copies of the cited foreign patent documents and other non-patent documents have been submitted herewith.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant reserves the right to dispute the listed documents as prior art during examination. Furthermore, Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made or that no other material information may exist.

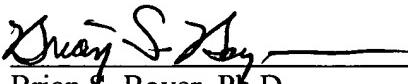
The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

The present Information Disclosure Statement is being filed before receiving the first Office Action. Therefore, no certification under 37 C.F.R. §1.97(e) or fee under 37 C.F.R. §1.17(p) is required. However, the Commissioner is authorized to charge any deficiencies or other amounts due to Deposit Account No. 07-1850.

Date: July 14, 2004

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Respectfully submitted,

  
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Attorney for Applicant  
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Brian S. Boyer, Ph.D.  
Attorney for Applicant  
Reg. No. 52,643

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## TRANSMITTAL FORM

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14

Application Number	10/805,036
Filing Date	March 16, 2004
First Named Inventor	Stephen D. Pacetti
Group Art Unit	1614
Examiner Name	Unknown

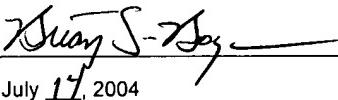
Attorney Docket Number

50623.311

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Deposit Account 07-1850 Authorization <input checked="" type="checkbox"/> Postage Paid Return Postcard <input type="checkbox"/> Amendment / Response <input type="checkbox"/> Amendment Transmittal Letter (in duplicate) <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Petition for Extension of Time ( months) (in duplicate) <input checked="" type="checkbox"/> Information Disclosure Statement (in duplicate) with Form PTO-1449 citing 257 References <input type="checkbox"/> Express Mail Label No. <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) In/Formal ____ Sheets with Submission of Drawings Transmittal <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 7 Unpublished Patent Applications; 60 Foreign Patent Documents; 34 Other Documents		
<table border="1"> <tr> <td>Remarks</td> <td></td> </tr> </table>			Remarks	
Remarks				

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Brian S. Boyer, Ph.D., Reg. No. 52,643
Signature	
Date	July 17, 2004

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 17, 2004

Typed or printed name	Dilora Haddad
Signature	
Date	July 17, 2004

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JUL 19 2004

FORM PTO-1449 (Modified) Approved for use through 10/01/2002		US DEPARTMENT OF COMMERCE US Patent and Trademark Office	Docket No. 50623.311	Application No. 10/805,036
<b>INFORMATION DISCLOSURE CITATION in an Application</b> (Use several sheets if necessary)		Applicant	Stephen D. Pacetti	
		Filing Date March 16, 2004	Group Art Unit 1614	

**U.S. PATENT DOCUMENTS**

Examiner Initial	Ref. No.	Document Number	Date of Patent	Name	Class	Subclass	Filing Date if Appropriate
	A1	2,386,454	10/9/45	Frosch et al.	260	78	11/22/40
	A2	3,773,737	11/20/73	Goodman et al.	260	78	6/9/71
	A3	3,849,514	11/19/74	Gray, Jr. et al.	260	857	9/5/69
	A4	4,226,243	10/7/80	Shalaby et al.	128	335.5	7/27/79
	A5	4,329,383	5/11/82	Joh	428	36	7/21/80
	A6	4,343,931	8/10/82	Barrows	528	291	12/17/79
	A7	4,529,792	7/16/85	Barrows	528	291	5/6/82
	A8	4,611,051	9/9/86	Hayes et al.	528	295.3	12/31/85
	A9	4,656,242	4/7/87	Swan et al.	528	295.3	6/7/85
	A10	4,882,168	11/21/89	Casey et al.	424	468	9/5/86
	A11	4,941,870	7/17/90	Okada et al.	600	36	12/30/88
	A12	4,977,901	12/18/90	Ofstead	128	772	4/6/90
	A13	5,100,992	3/31/92	Cohn et al.	424	501	5/3/90
	A14	5,112,457	5/12/92	Marchant	204	165	7/23/90
	A15	5,133,742	7/28/92	Pinchuk	623	1	11/14/91
	A16	5,165,919	11/24/92	Sasaki et al.	424	488	9/26/90
	A17	5,219,980	6/15/93	Swidler	528	272	4/16/92
	A18	5,272,012	12/21/93	Opolski	428	423.1	1/29/92
	A19	5,292,516	3/8/94	Viegas et al.	424	423	11/8/91
	A20	5,298,260	3/29/94	Viegas et al.	424	486	6/9/92
	A21	5,300,295	4/5/94	Viegas et al.	424	427	9/13/91
	A22	5,306,501	4/26/94	Viegas et al.	424	423	11/8/91
	A23	5,306,786	4/26/94	Moens et al.	525	437	12/16/91
	A24	5,328,471	7/12/94	Slepian	604	101	8/4/93
	A25	5,330,768	7/19/94	Park et al.	424	501	7/5/91
	A26	5,380,299	1/10/95	Fearnott et al.	604	265	8/30/93

	A27	5,417,981	5/23/95	Endo et al.	424	486	4/28/93
	A28	5,447,724	9/5/95	Helmus et al.	424	426	11/15/93
	A29	5,455,040	10/3/95	Marchant	424	426	11/19/92
	A30	5,462,990	10/31/95	Hubbell et al.	525	54.1	10/5/93
	A31	5,464,650	11/7/95	Berg et al.	427	2.30	4/26/93
	A32	5,485,496	1/16/96	Lee et al.	378	64	
	A33	5,516,881	5/14/96	Lee et al.	528	320	8/10/94
	A34	5,569,463	10/29/96	Helmus et al.	424	426	6/7/95
	A35	5,578,073	11/26/96	Haimovich et al.	623	1	9/16/94
	A36	5,605,696	2/25/97	Eury et al.	424	423	3/30/95
	A37	5,609,629	3/11/97	Fearnott et al.	623	1	6/7/95
	A38	5,610,241	3/11/97	Lee et al.	525	411	5/7/96
	A39	5,624,411	4/29/97	Tuch	604	265	6/7/95
	A40	5,628,730	5/13/97	Shapland et al.	604	21	7/18/94
	A41	5,644,020	7/1/97	Timmermann et al.	528	288	5/10/96
	A42	5,649,977	7/22/97	Campbell	623	1	9/22/94
	A43	5,658,995	8/19/97	Kohn et al.	525	432	11/27/95
	A44	5,667,767	9/16/97	Greff et al.	424	9.411	7/27/95
	A45	5,670,558	9/23/97	Onishi et al.	523	112	7/6/95
	A46	5,679,400	10/21/97	Tuch	427	2.14	6/7/95
	A47	5,700,286	12/23/97	Tartaglia et al.	623	1	8/22/96
	A48	5,702,754	12/30/97	Zhong	427	2.12	2/22/95
	A49	5,711,958	1/27/98	Cohn et al.	424	423	7/11/96
	A50	5,716,981	2/10/98	Hunter et al.	514	449	6/7/95
	A51	5,721,131	2/24/98	Rudolph et al.	435	240	4/28/94
	A52	5,735,897	4/7/98	Buirge	623	12	1/2/97
	A53	5,746,998	5/5/98	Torchilin et al.	424	9.4	8/8/96
	A54	5,776,184	7/7/98	Tuch	623	1	10/9/96
	A55	5,783,657	7/21/98	Pavlin et al.	528	310	10/18/96
	A56	5,788,979	8/4/98	Alt et al.	424	426	2/10/97
	A57	5,800,392	9/1/98	Racchini	604	96	5/8/96
	A58	5,820,917	10/13/98	Tuch	427	2.1	6/7/95

	A59	5,824,048	10/20/98	Tuch	623	1	10/9/96
	A60	5,824,049	10/20/98	Ragheb et al.	623	1	10/31/96
	A61	5,830,178	11/3/98	Jones et al.	604	49	10/11/96
	A62	5,837,008	11/17/98	Berg et al.	623	1	4/27/95
	A63	5,837,313	11/17/98	Ding et al.	427	2.21	6/13/96
	A64	5,849,859	12/15/98	Acemoglu	528	271	3/23/93
	A65	5,851,508	12/22/98	Greff et al.	424	9.411	2/14/97
	A66	5,854,376	12/29/98	Higashi	528	288	3/11/96
	A67	5,858,746	1/12/99	Hubbell et al.	435	177	1/25/95
	A68	5,865,814	2/2/99	Tuch	604	265	8/6/97
	A69	5,869,127	2/9/99	Zhong	427	2.12	6/18/97
	A70	5,873,904	2/23/99	Ragheb et al.	623	1	2/24/97
	A71	5,876,433	3/2/99	Lunn	623	1	5/29/96
	A72	5,877,224	3/2/99	Broccolini et al.	514	772.2	7/28/95
	A73	5,902,875	5/11/99	Roby et al.	528	310	1/28/98
	A74	5,905,168	5/18/99	Dos Santos et al.	562	590	12/10/93
	A75	5,910,564	6/8/99	Gruning et al.	528	310	12/6/96
	A76	5,914,387	6/22/99	Roby et al.	528	310	1/28/98
	A77	5,919,893	7/6/99	Roby et al.	525	411	1/28/98
	A78	5,925,720	7/20/99	Kataoka et al.	525	523	12/18/97
	A79	5,955,509	9/21/99	Webber et al.	514	772.7	4/23/97
	A80	5,958,385	9/28/99	Tondeur et al.	424	61	9/28/95
	A81	5,980,928	11/9/99	Terry	424	427	7/29/97
	A82	5,980,972	11/9/99	Ding	427	2.24	9/22/97
	A83	5,997,517	12/7/99	Whitbourne	604	265	1/27/97
	A84	6,010,530	1/4/00	Goicoechea	623	1	2/18/98
	A85	6,011,125	1/4/00	Lohmeijer et al.	525	440	9/25/98
	A86	6,015,541	1/18/00	Greff et al.	424	1.25	11/3/97
	A87	6,033,582	3/7/00	Lee et al.	216	37	1/16/98
	A88	6,034,204	3/7/00	Mohr et al.	528	328	8/7/98
	A89	6,042,875	3/28/00	Ding et al.	427	2.24	3/2/99
	A90	6,051,648	4/18/00	Rhee et al.	525	54.1	1/13/99
	A91	6,051,576	4/18/00	Ashton et al.	514	255	1/29/97

A92	6,056,993	5/2/00	Leidner et al.	427	2.25	4/17/98
A93	6,060,451	5/9/00	DiMaio et al.	514	13	3/20/95
A94	6,060,518	5/9/00	Kabanov et al.	514	781	8/16/96
A95	6,080,488	6/27/00	Hostettler et al.	428	423.3	3/24/98
A96	6,096,070	8/1/00	Ragheb et al.	623	1	5/16/96
A97	6,099,562	8/8/00	Ding et al.	623	1.46	12/22/97
A98	6,110,188	8/29/00	Narciso, Jr.	606	153	3/9/98
A99	6,110,483	8/29/00	Whitbourne et al.	424	423	6/23/97
A100	6,113,629	9/5/00	Ken	623	1.1	5/1/98
A101	6,120,491	9/19/00	Kohn et al.	604	502	4/7/98
A102	6,120,536	9/19/00	Ding et al.	623	1.43	6/13/96
A103	6,120,788	9/19/00	Barrows	424	426	10/16/98
A104	6,120,904	9/19/00	Hostettler et al.	428	423.3	5/24/99
A105	6,121,027	9/19/00	Clapper et al.	435	180	8/15/97
A106	6,136,333	10/24/00	Cohn et al.	424	423	7/11/97
A107	6,153,252	11/28/00	Hossainy et al.	427	2.3	4/19/99
A108	6,165,212	12/26/00	Dereume et al.	623	1.13	6/28/99
A109	6,172,167	1/9/01	Stapert et al.	525	420	6/27/97
A110	6,203,551	3/20/01	Wu	606	108	10/4/99
A111	6,211,249	4/3/01	Cohn et al.	514	772.1	1/13/98
A112	6,231,600	5/15/01	Zhong	623	1.42	5/26/99
A113	6,240,616	6/5/01	Yan	29	527.2	4/15/97
A114	6,245,753	6/12/01	Byun et al.	514	56	4/27/99
A115	6,251,136	6/26/01	Guruwaiya et al.	623	1.46	12/8/99
A116	6,254,632	7/3/01	Wu et al.	623	1.15	9/28/00
A117	6,258,121	7/10/01	Yang et al.	623	1.46	7/2/99
A118	6,284,305	9/4/01	Ding et al.	427	2.28	5/18/00
A119	6,287,628	9/11/01	Hossainy et al.	427	2.3	9/3/99
A120	6,299,604	10/9/01	Ragheb et al.	604	265	8/20/99
A121	6,306,176	10/23/01	Whitbourne	623	23.59	9/21/99
A122	6,331,313	12/18/01	Wong et al.	424	427	10/22/99

	A123	6,335,029	1/1/02	Kamath et al.	424	423	12/3/98
	A124	6,346,110	2/12/02	Wu	606	108	1/3/01
	A125	6,358,556	3/19/02	Ding et al.	427	2.24	1/23/98
	A126	6,379,381	4/30/02	Hossainy et al.	623	1.42	9/3/99
	A127	6,395,326	5/28/02	Castro et al.	427	2.24	5/31/00
	A128	6,419,692	7/16/02	Yang et al.	623	1.15	2/3/99
	A129	6,451,373	9/17/02	Hossainy et al.	427	2.25	8/4/00
	A130	6,494,862	12/17/02	Ray et al.	604	96.01	12/30/99
	A131	6,503,538	1/7/03	Chu et al.	424	497	8/30/00
	A132	6,503,556	1/7/03	Harish et al.	427	2.24	12/28/00
	A133	6,503,954	1/7/03	Bhat et al.	514	772.2	7/21/00
	A134	6,506,437	1/14/03	Harish et al.	427	2.25	10/17/00
	A135	6,527,801	3/4/03	Dutta	623	1.46	4/13/00
	A136	6,527,863	3/4/03	Pacetti et al.	118	500	6/29/01
	A137	6,540,776	4/1/03	Sanders Millare et al.	623	1.15	12/28/00
	A138	6,544,223	4/8/03	Kokish	604	103.01	1/5/01
	A139	6,544,543	4/8/03	Mandrusov et al.	424	422	12/27/00
	A140	6,544,582	4/8/03	Yoe	427	2.24	1/5/01
	A141	6,555,157	4/29/03	Hossainy	427	2.24	7/25/00
	A142	6,558,733	5/6/03	Hossainy et al.	427	2.24	10/26/00
	A143	6,565,659	5/20/03	Pacetti et al.	118	500	6/28/01
	A144	6,572,644	6/3/03	Moein	623	1.11	6/27/01
	A145	6,585,765	7/1/03	Hossainy et al.	623	1.45	6/29/00
	A146	6,585,926	7/1/03	Mirzaee	264	400	8/31/00
	A147	6,605,154	8/12/03	Villareal	118	500	5/31/01
	A148	10/630,250		Pacetti et al.			7/30/03
	A149	10/738,704		Pacetti et al.			12/16/03
	A150	10/741,214		Pacetti			12/19/03
	A151	10/750,139		DesNoyer et al.			12/30/03

	A152	10/816,072		Dugan et al.			3/31/04
	A153	10/835,656		Hossainy et al.			4/30/04
	A154	10/855,294		Pacetti et al.			5/26/04

### U.S. PATENT APPLICATION PUBLICATION DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Publication	Name	Class	Subclass	Filing Date if Appropriate
	A155	2001/0018469	8/30/01	Chen et al.	523	121	12/28/00
	A156	2001/0037145	11/1/01	Guruwaiya et al.	623	1.15	6/21/01
	A157	2002/0071822	6/13/02	Uhrich	424	78.37	7/27/01
	A158	2002/0077693	6/20/02	Barclay et al.	623	1.13	12/19/00
	A159	2002/0091433	7/11/02	Ding et al.	623	1.2	12/17/01
	A160	2002/0155212	10/24/02	Hossainy	427	2.25	4/24/01
	A161	2003/0032767	2/13/03	Tada et al.	528	310	2/5/01
	A162	2003/0065377	4/3/03	Davila et al.	623	1.13	4/30/02
	A163	2003/0099712	5/29/03	Jayaraman	424	486	11/26/01

### FOREIGN PATENT DOCUMENTS

Examiner Initial	Ref. No.	Document Number	Date of Publication	Country	Class	Subclass	Translation	
							Yes	No
	B1	SU 872531	10/15/81	Soviet Union			X	
	B2	SU 876663	10/30/81	Soviet Union			X	
	B3	SU 905228	2/15/82	Soviet Union			X	
	B4	SU 790725	2/9/83	Soviet Union			X	
	B5	SU 1016314	5/7/83	Soviet Union			X	
	B6	SU 811750	9/23/83	Soviet Union			X	
	B7	SU 1293518	2/28/87	Soviet Union			X	
	B8	EP 0 301 856	2/1/89	European				
	B9	EP 0 396 429	11/7/90	European				
	B10	WO 91/12846	9/5/91	PCT				
	B11	EP 0 514 406	11/25/92	European				
	B12	DE 42 24 401	1/27/94	Germany			X	
	B13	WO 94/09760	5/11/94	PCT				
	B14	EP 0 604 022	6/29/94	European				
	B15	EP 0 623 354	11/9/94	European				
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	B17	EP 0 665 023	8/2/95	European				
	B18	EP 0 701 802	3/20/96	European				
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	B32	EP 0 910 584	4/28/99	European				
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	B48	2001-190687	7/17/01	Japan (Abstract)			X	

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C2	Anonymous, <i>Heparin-coated stents cut complications by 30%</i> , Clinica 732:17 (Nov. 18, 1996), <a href="http://www.dialogweb.com/cgi/document?req=1061847871753">http://www.dialogweb.com/cgi/document?req=1061847871753</a> , printed 8/25/03 (2 pages).
C3	Anonymous, <i>Rolling Therapeutic Agent Loading Device for Therapeutic Agent Delivery or Coated Stent</i> (Abstract 434009), Res. Disclos. pp. 974-975 (June 2000).
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C7	Barbucci et al., <i>Coating of commercially available materials with a new heparinizable material</i> , J. Biomed. Mater. Res. 25:1259-1274 (Oct. 1991).
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C12	Helmus, <i>Overview of Biomedical Materials</i> , MRS Bulletin, pp. 33-38 (Sept. 1991).
C13	Herdeg et al., <i>Antiproliferative Stent Coatings: Taxol and Related Compounds</i> , Semin. Intervent. Cardiol. 3:197-199 (1998).
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	C21	Marconi et al., Covalent bonding of heparin to a vinyl copolymer for biomedical applications, Biomaterials 18(12):885-890 (1997).
	C22	Matsumaru et al., Embolic Materials For Endovascular Treatment of Cerebral Lesions, J. Biomater. Sci. Polymer Edn 8(7):555-569 (1997).
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